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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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SHLAVA PAVLOVICH CHIGIRINSKIY, :

Plaintiff, :

-v.- :

TATIANA ROMANOVA PANCHENKOVA, et al., :

Defendants. :

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ORDER

14 Civ. 4410 (JPO) (GWG)

GABRIEL W. GORENSTEIN, United States Magistrate Judge

A conference to discuss the discovery dispute raised in the letter dated April 4, 2017 (Docket # 177), will take place on Monday, May 8, 2017, at 4:00 p.m. in Courtroom 6-B, United States Courthouse, 500 Pearl Street, New York, New York. It is the Court's intention to decide the dispute at the conference based on the parties' letters unless a party shows good cause in advance of the conference why formal briefing should be required. This is the only matter scheduled for this date and time. Please be sure to arrive sufficiently in advance so that the conference may begin on time. Each attorney is directed to ensure that all other attorneys are aware of the conference date and time. In addition, any requests for an adjournment must be made in compliance with paragraph 1.F of Judge Gorenstein's Individual Practices (available at: http://nysd.uscourts.gov/judge/Gorenstein).

Additionally, the Court is considering the issue of its subject matter jurisdiction, a topic raised by non-party Jones Day. See Letter from Harold K. Gordon, dated Apr. 11, 2017 (Docket # 179). While Jones Day has addressed the issue of defendants' domicile, the Court is equally interested in evidence of plaintiff's domicile.[1] Accordingly, plaintiff and defendants are each directed to submit statements under oath that address their country or countries of citizenship on June 18, 2014, whether any of them has been lawfully admitted for permanent residence in the United States as of June 18, 2014, and whether the party was domiciled in any state of the United States on June 18, 2014. If a party contends that he or she was domiciled in a state of the United States on June 18, 2014, the party shall identify the state and provide detailed facts showing the party's domicile in the state on that date. See generally Palazzo ex rel. Delmage v. Corio, 232 F.3d 38, 42-44 (2d Cir. 2000). Additionally, if a party has personal knowledge of facts relating to the domicile of any other party on June 18, 2014, that party shall provide such facts as to any such other party as well.

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[1] The Court is aware that there has been a ruling already on this topic, see Order, filed July 15, 2014 (Docket # 19), but nonetheless is under a continuing obligation to satisfy itself as to the existence of subject matter jurisdiction, see Caterpillar Inc. v. Lewis, 519 U.S. 61, 69 (1996).

The affidavits or declarations required by this Order shall be filed on or before May 3, 2017.

SO ORDERED.

Dated: April 13, 2017
New York, New York

GABRIEL W. GORENSTEIN
United States Magistrate Judge